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**REPORT TO ELECTORAL AREA SERVICES COMMITTEE
MEETING OF WEDNESDAY, 15 FEBRUARY 2012**

SUBJECT: NEW BYLAWS FOR COMMUNITY PARKS REGULATIONS AND TICKETING IN JUAN DE FUCA (JDF) AND SALT SPRING ISLAND (SSI) ELECTORAL AREAS

ISSUE

Inconsistent or lack of enforceable regulatory powers to manage access and use of the community parks in the JDF and SSI Electoral Areas.

BACKGROUND

In 2010, the CRD conducted a review of regional parks and trails regulations and fines. The Board then adopted a new regulatory bylaw and updated the ticketing bylaw to increase enforcement authority and to regulate recreational uses. A similar review for community parks was conducted in 2011. It identified the need for comprehensive regulation and enforcement in JDF community parks and for an update to the SSI community parks regulation.

In the JDF Electoral Area, a regulatory bylaw established in 1996 provides limited protection of the community parks by restricting access between 10 pm and sunrise. In the SSI Electoral Area, a more comprehensive regulatory bylaw established in 2001 specifies rules governing public conduct, animal control, operation of the Farmers' Market, use of the playgrounds and courts, as well as enforcement powers and penalties.

The Parks and Recreation Commissions and the Directors for each of the JDF and SSI Electoral Areas are supportive of the proposed bylaws.

ALTERNATIVES

1. a) That Bylaw No. 3795 cited as "Community Parks Regulations (Juan de Fuca and Salt Spring Island Electoral Areas) Bylaw No. 1, 2012" be introduced and read a first and second time and read a third time; and
b) That Bylaw No. 3796 cited as "Capital Regional District Ticket Information Authorization Bylaw, 1990, Amendment Bylaw No. 48, 2012" be introduced and read a first and second time, read a third time and adopted.
2. That separate community parks regulation bylaws be established for the JDF and SSI Electoral Areas.

IMPLICATIONS

Economic: The proposed bylaws will be more administratively efficient than having separate bylaws for each electoral area. The continued absence of regulation in JDF community parks could far exceed the cost of enforcement by increasing the risk of harm to community park

property and/or people. The proposed CRD Ticket Information Authorization Bylaw amendment updates the community parks regulations to align with the regional parks regulations; it reduces the number of fines and increases the fine for infractions such as tree cutting and alcohol consumption.

Social: Regulation ensures that community park lands and visitors are well protected. Much like the 2010 regulation bylaw developed for the regional parks and trails, the proposed community parks regulation bylaw for JDF and SSI will use plain language, align with the current CRD organizational structure, and increase park officers' enforcement authority. The proposed regulation bylaw will be advertised prior to its final adoption by the CRD Board.

CONCLUSION

Regulatory powers to manage and protect community parks in the JDF and SSI electoral areas are either lacking or inconsistent. Given that the Community Parks Regulations bylaw for SSI needs to be updated, it is an opportune time to establish a combined and administratively efficient regulation bylaw to service both Electoral Areas. The two parks commissions and the electoral area directors are supportive of the proposed bylaws.

RECOMMENDATION

That the Electoral Area Services Committee recommend to the CRD Board:

1. a) That Bylaw No. 3795 cited as "Community Parks Regulations (Juan de Fuca and Salt Spring Island Electoral Areas) Bylaw No. 1, 2012" be introduced and read a first and second time, and read a third time; and
- b) That Bylaw No. 3796 cited as "Capital Regional District Ticket Information Authorization Bylaw, 1990, Amendment Bylaw No. 48, 2012" be introduced and read a first and second time, and read a third time.

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